City of Lafayette
Public Meeting Agenda
City Council Special Joint Meeting
Circulation Commission and the Bicycle Pedestrian Advisory Committee

Monday, April 14, 2008 6:30 pm
Lafayette Community Center – Sequoia Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENT
5. PRESENTATION

   A. **Circulation Commission and the Bicycle Pedestrian Advisory Committee Accomplishments for 2007/2008 and Goals for 2008/2009**
   Recommendation: Receive and file.

6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

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City of Lafayette
Public Meeting Agenda
City Council Regular Meeting
Joint Meeting with Circulation Commission
Redevelopment Agency Special Meeting

Monday, April 14, 2008 7:00 pm
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. REPORT FROM CLOSED SESSION
6. PUBLIC COMMENTS
7. PRESENTATIONS
   A. **The Acalanes High School Jazz Combo, winners of the Monterey Jazz Festival NeXT Generation youth jazz combo competition, coached by Mary Fettig**
   Recommendation: Receive and file.

   B. **Presentation to the winners of the City of Lafayette green awards for Environmental Excellence**
   Recommendation: Receive and file.

   Cake Break

   Convene joint session with Circulation Commission

   C. **Martin Engelmann, Contra Costa Transportation Authority Deputy Director and Leah Greenblat, Transportation Planner**
   Draft Lamorinda Action Plan
   Recommendation: Receive and provide comments.

   Adjourn joint session

8. OLD BUSINESS
   A. **Matt Luttropp, Associate Engineer**
      1. **Presentation of Conceptual Plans for Mt. Diablo Boulevard Pathway from the Lafayette Reservoir to Village Center**
      Recommendation: Staff to provide verbal update.

      2. **Unpermitted Removal of Public Sidewalk on Merriewood Drive**
      Recommendation: Direct staff to proceed with the re-noticing of the property owners and if they fail to respond restore the sidewalk, proceed with abatement and hold a public hearing to determine cost and seek reimbursement from the property owners. If the owners fail to reimburse the City within a timely manner, commence the process to attach the cost to the property tax roll for the subject property.

Convene Redevelopment Agency

B. **Steven Falk, City Manager**
Funding Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation; Loan Agreement between the Lafayette Redevelopment Agency and the Lafayette Library and Learning Center Foundation; and Use Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation.
Recommendation: Review the Funding Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation; Loan Agreement between the Lafayette Redevelopment Agency and the Lafayette Library and Learning Center Foundation; and Use Agreement between the City of Lafayette and the Lafayette Library and Learning Center Foundation and continue for approval on April 28, 2008.

Adjourn Redevelopment Agency

9. STAFF REPORTS
   A. **Mike Moran, Associate Engineer**
   Award of Contract for Estates Drive and Canyon Road pavement Rehabilitation and Storm Drain Improvements Project, project Number 014-9668
   Recommendation: 1) Adopt the project plans, specifications, and project details to conform to the Uniform Construction Accounting Act. 2) Award contract for the Estate Drive and Canyon Road Pavement Rehabilitation and Storm Drain Improvement Project, Project Number 014-9668, to William G. McCullough Co. in the amount of $981,803.50. 3) Authorize a project budget increase of $260,000, to be funded from Fund 014 fund balance.

10. PUBLIC HEARINGS
   A. **Christine Sinnette, Senior Planner**
   Resolution 2008-15 (previously Ordinance 571) ratifying Ordinance No. 2007-47 of the Contra Costa County Fire Protection District adopting amendment to the California Fire Code
   Recommendation: Conduct public hearing and adopt Resolution 2008-15 ratifying District Ordinance No. 2007-047.

   B. **Niroop Srivatsa, Planning & Building Services Manager**
   Consideration Of The Fourth Amendment To The Town Center Development Agreement which (1) Extends the term of the Development Agreement for no more than two additional years, (2) Allows either: (i) an office use as originally contemplated in the Development Agreement or (ii) a residential use for Phase III of the Town Center development, (3) Describes the attributes of the residential project alternative, and (4) Establishes specific fees which may be charged in the event that a residential project alternative is pursued. Property is located north of Mount Diablo Blvd., between South Thompson Road and the Dewing Avenue extension. APNs 243-040-034 to 037.
   Recommendation: Introduce Ordinance 574 and continue to the meeting of April 28th for second reading and adoption.

11. CONSENT CALENDAR
   A. **City Council Minutes**
      1. **March 24, 2008**
      Recommendation: Approve.

2. **March 31, 2008**
   Recommendation: Approve.

B. **Ordinance 573 - GP01-06/RZ01-06CC: KO Architects (applicant), The Woodbury, LLC (owner), P1 Zoning:Request for approval to amend the planned unit development (1) reduce the project unit count from the approved eighty (80) units to a project of not less than sixty (60) units and (2) make minor changes to the building elevations. The site plan, building footprints and envelopes and landscaping plans will remain unchanged. Project Location: 3758 Mt. Diablo Blvd.. APNs 241-010-024, 033, 034, 040**
   Recommendation: Waive second reading of Ordinance 573 and adopt.

C. **Agreement for installation and maintenance of existing landscaping between Gray Horse Investors and the City of Lafayette, for property located at 3675 Mt. Diablo Blvd. APN 241-030-033 and 241-030-034**
   Recommendation: Accept agreement for installation and maintenance of existing landscaping and authorize the City Clerk to record.

D. **Agreement for installation and maintenance of existing and new landscaping between property owner, William J. and Margaret A. Schlinkert and the City of Lafayette, for property located at 3430 La Caminita. APN 230-040-011**
   Recommendation: Accept agreement for installation and maintenance of existing and new landscaping and authorize City Clerk to record.

E. **Agreement for Installation and Maintenance of Existing and New Landscaping between property owner, Dan Akol and the City of Lafayette, for property located at 3660 Happy Valley Road. APN 244-160-004**
   Recommendation: Accept agreement for installation and maintenance of existing and new landscaping and authorize City Clerk to record.

F. **Request by Lafayette Hidden Oaks, L.P. for approval of a Pedestrian Trail Wall Agreement to allow a dry stack stone wall in the pedestrian trail easement on Lot 2, 26 Sanford Lane (APN 185-430-004), to me maintained by the property owner of Lot 3, 24 Sanford Lane (APN 185-430-005)**
   Recommendation: Approve the Pedestrian Trail Wall Agreement and authorize its recordation. If Council decides not to approve an agreement, the developer will have to 1) remove the dry stack stone wall from the City's pedestrian trail easement and 2) reconstruct the wall on Lot 3.

G. **Sunset the Parking Meter Task Force and authorize the mayor to send letter of thanks to committee members.**
   Recommendation: Sunset the Parking Meter Task Force and authorize the mayor to send letter of thanks to committee members.

H. **Resignation of Dr. Yehuda Sherman from the Bicycle Pedestrian Advisory Committee.**
   Recommendation: Accept with regret.

I. **Amendment to the 2008 Capital Improvement Program**
   Recommendation: 1) Adopt a CEQA Categorical Exemption finding under Section 15301C for the Camino Diablo Guard Rail Project and the Warner Court Traffic Calming and Safety Project and authorize staff to record a Notice of Exemption. 2) Establish a budget of $33,000 for the Camino Diablo Guard Rail Project, Project Number 014-9669. 3) Establish a budget of $46,000 for Bikeways Master Plan Implementation Project, Phase I, Project Number 014-9670.

4) Establish a budget of $86,300 for the Stanley Boulevard/Warner Court Intersection Safety Project, Project Number 014-9671.

J. **Disposal of Surplus City Equipment & Vehicles**
Recommendation: Declare the equipment is surplus property.

K. **Appointing Members to the Lafayette Finance Review Committee and amend mission statement by adding one additional member to the Lafayette Finance Review Committee**
Recommendation: Appoint Lee Burrows, Daniel Deitrick, Glenn Farrell, Michael Gilson, Deb Jansen and Elizabeth Stanners to the Lafayette Finance Review Committee.

L. **Resolution 2008-13 Preliminarily Approving the Engineer's Annual Levy Report, and Declaring Intention to Levy and Collect Annual Assessments for the Core Area Landscaping and Lighting District 1979-1 for 2008/2009**
Recommendation: Adopt Resolution 2008-13.

M. **Resolution 2008-14 Preliminarily Approving the Engineer's Annual Levy Report, and Declaring Intention to Levy and Collect Annual Assessments for the Residential Lighting District 1979-2 for 2008/2009**
Recommendation: Adopt Resolution 2008-14.

N. **Encroachment Into the Public Right-of-Way Along Sweet Drive at 3290 Sweet Drive, agreement between property owner, Francis J. Dodd and the City of Lafayette. APN 236-122-0011**
Recommendation: Approve encroachment agreement and authorize city clerk to record.

O. **Letter dated April 8, 2008 from Jane Walsh resigning from the Emergency Preparedness Commission.**
Recommendation: Accept resignation with regret and schedule recognition.

12. COUNCIL/COMMISSION REPORTS

A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

B. **Carl Anduri, Councilmember**
Efficacy of public forums
Recommendation: Discuss and direct staff.

C. **Carol Federighi, Councilmember**
Resolution 2008-12 appointing two members to the Crime Prevention Commission.
Recommendation: Adopt Resolution 2008-12 appointing two members to the Crime Prevention Commission.

D. **Mayor Mike Anderson and Vice Mayor Don Tatzin**
Summary of meeting with Tramutola Consultants; Prospects for new general funding at the November election cycle for sales tax, utility tax or business license tax
Recommendation: Discuss and direct staff.

13. WRITTEN COMMUNICATIONS

A. **Letter dated March 12, 2008 from Rhonda James, Executive Director for Community Violence Solutions, requesting a proclamation recognizing April as "Sexual Assault**

Awareness Month".
Action: Discuss and direct staff.

B. **Letter dated March 21, 2008 from Ryan Nickelson, Race Director for the Lafayette Criterium, requesting permission to hold the fourth annual Lafayette Criterium Bike Race on Sunday, July 13th with road closures as outlined from 5:30 am to 4:30 pm. The event beneficiary will again be the Lafayette Arts and Science Foundation.**
Recommendation: Discuss and direct staff.

14. CLOSED SESSION
    A. **Conference with Legal Counsel - Existing Litigation**
    Government Code section 54956.9(a)
    Sterling Albert v. City of Lafayette
    Case No. 1100054075
    Recommendation: Discuss and direct legal counsel.

    B. **Conference With Legal Counsel - Existing Litigation**
    (Government Code section 54956.9(a).)
    David R. Bruzzone, et al. v. City of Lafayette, et al.
    Contra Costa County Superior Court Case No. C02 02145
    Recommendation: Discuss and direct legal counsel.

15. ADJOURNMENT in celebration of Lafayette resident Maria Canales 103rd birthday to the next regularly scheduled meeting on April 28, 2008.

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